HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 23154 of 2007

Dated 2nd November, 2007

Between

Mulagaleti Satya Rao

…Petitioner

and

Government of AP, rep. By its Secretary,
Revenue Department, Secretariat, Hyderabad, and, another

…Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 23154 of 2007

ORDER:

Heard the learned Counsel for the petitioner and the learned Government Pleader appearing for the respondents.

In this Writ Petition, the petitioner seeks Writ of Mandamus to direct the second respondent to receive and register the document for the transfer of the land admeasuring Ac.0.37 cents covered by Plot No. 185/JT/12 in Sy.No. 86-Part of Gajuwaka village, Vishakapatnam.

It is submitted by the learned Counsel for the petitioner that he is the owner of the land to an extent of Ac.0.37 cents covered by Plot No. 185/JT/12 in Sy.No. 86-Part of Gajuwaka village, Vishakapatnam. It is the grievance of the petitioner that when the petitioner wants to transfer

the said property by way of sale, the second respondent is not receiving the document for the purpose of registration.

In this case it is not known as to why the second respondent is not receiving the document of the petitioner for registration. The second respondent is under obligation to state reasons for not accepting the document for registration under Section 71 of the Registration Act, 1908. As no reasons have been recorded for refusal of the registration of the document submitted by the petitioner, I dispose of the Writ Petition directing the second respondent to receive the document proposed to be submitted by the petitioner and consider the same for registration. However, it is made clear that if there are any reasons for refusal of the document submitted by the petitioner to be registered, it is open for the second respondent to record reasons and communicate the same to the petitioner.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 02-11-2007
Msnr.